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4 **UNITED STATES DISTRICT COURT**
5 **DISTRICT OF NEVADA**
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7 LACY J. DALTON, et al.,

8 Plaintiffs,

9 v.

10 CITIMORTGAGE, INC., et al.,

11 Defendants.
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3:09-cv-0534-LDG-VPC

ORDER

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14 SunTrust Mortgage has filed a motion to expunge the lis pendens filed by Christopher
15 Ballengee (#414). This court previously dismissed SunTrust without prejudice based upon the
16 parties' stipulation (#401). Although this court does not have jurisdiction over any remaining
17 claims regarding the subject property, plaintiffs' counsel has represented that litigation is ongoing
18 in the MDL court. Accordingly, because the court is not convinced that it may expunge lis
19 pendens as to any one particular entity, and because this court does not have jurisdiction over any
20 remaining claims regarding the subject property,

21 THE COURT HEREBY ORDERS that SunTrust's motion (#414) is DENIED. The MDL
22 court retains jurisdiction over Christopher Ballengee's remaining claims, and the propriety of the
23 lis pendens must be analyzed in the context of any remaining claims.

24 Dated this 11 day of August, 2011.

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Lloyd D. George
United States District Judge